

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6730

BILL NUMBER: SB 417

NOTE PREPARED: Jan 10, 2014

BILL AMENDED:

SUBJECT: Automated License Plate Readers.

FIRST AUTHOR: Sen. Smith J

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: The bill prohibits a law enforcement agency from retaining license plate data captured by an automated license plate reader unless: (1) a comparison of the plate data with a data base shows that the data is relevant to an ongoing criminal investigation, the location of a missing person or fugitive from justice, or the commission of a crime; (2) the person in whose name the license plate was issued requests retention of the data; or (3) the data was obtained under a warrant.

Effective Date: July 1, 2014.

Explanation of State Expenditures: Summary- This bill may require additional staff time by Indiana State Police (ISP) personnel to delete the required data entries from the agency's central depository within 24 hours, starting when the reader scanned a plate. The amount of staff time and any upgrades needed to the existing data storage unit to successfully purge the correct entries within the specified time period is currently indeterminable.

Additional Information- The bill would allow plate data to be retained for *more than* 24 hours, under the following conditions:

- (1) The plate data was obtained under a warrant.
- (2) Data comparison with a federal, state, or local database shows the plate is relevant to
 - (a) an ongoing criminal investigation;
 - (b) locating or identifying a fugitive from justice;
 - (c) locating a missing person; or

(d) the commission of a crime.

The ISP originally purchased four automated plate readers from federal grant money received in FY 2010 totaling \$83,520.

Explanation of State Revenues:

Explanation of Local Expenditures: *Summary:* Similarly, local law enforcement agencies that currently use automated plate readers may require additional staff time and/or software upgrades to delete the plate information within 24 hours from their central depositories.

Additional Information- The Fort Wayne police department had two automated plate readers on order as of February 17, 2013. Washington D.C., Maryland, Washington, Iowa, Arizona, Pennsylvania, and California are other known states that have police departments that currently employ automated plate readers.

Explanation of Local Revenues:

State Agencies Affected: Indiana State Police.

Local Agencies Affected: Law enforcement agencies that currently deploy automated plate readers and store gathered data.

Information Sources: Sr. Trooper Eric Wandersee, ISP; Mary Allen, Indiana Criminal Justice Institute, Fort Wayne Journal Gazette article dated 2/7/2013; www.Governing.com.

Fiscal Analyst: Chris Baker, 317-232-9851.